

UTILITY

Attorney Docket No.

ATT 2003-0062

Total Pages

PATENT APPLICATION
TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

First Named Inventor or Application Identifier

David Applegate

Express Mail Label No.

EV 286961989 US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form
(submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages 32]
(preferred arrangement set forth below)

- Descriptive title of invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R&D
- Reference to sequence listing, a table or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings(if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

3. ☒ Drawing(s)(35 USC 113) [Total Sheets 5]

4. Oath or Declaration [Total Pages 4]

- a. ☒ Newly executed (original or copy)
- b. ☐ Copy from a prior application(37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
[Note Box 17 below]

- i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR
163(d)(2) and 1.33(b)

5. ☐ Application Data Sheet. See 37 CFR 1.76

6. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

7. ☐ Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)

- a. ☐ Computer Readable Copy (CRF)
- b. ☐ Specification Sequence Listing on: ☐ CD-ROM or CD-R
(2 copies); or ☐ paper
- c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers(cover sheet & document(s))
9. ☐ 37 CFR 3.73(b)Statement ☒ Power of Attorney
10. ☐ English Translation Document (if applicable)
11. ☒ Information Disclosure ☒ Copies of IDS
Statement(IDS)/PTO-1449 Citations
12. ☐ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
14. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
15. ☒ Request and Certification under 35 U.S.C.122(b)(2)(B)(i).
Applicant must attach form PTO/SB/35 or its equivalent.
16. ☐ Other :

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior Application No: Provisional No. 60/455,462 filed 4/13/03

Prior application information: Examiner:

Group/Art Unit:

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label

Customer Number - 26,652

or ☒ Correspondence address below

NAME Samuel H. Dworesky

ADDRESS AT&T CORP. P.O. Box 4110

CITY Middletown

STATE

New Jersey

ZIP CODE

07748-4110

COUNTRY United States of America

FAX

732-368-6932

19. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

NAME Robert M. Brush

Reg. #

45,710

TELEPHONE (732) 530-9404

SIGNATURE

DATE

March 10, 2004

"Express Mail" Mailing Label Number EV 286961989 US

Date of Deposit March 10, 2004

I hereby certify that this application is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Alberta Gamble

(Printed Name of Person Mailing Paper)

(Signature of Person Mailing Paper)

04772 U.S. PTO
031004

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FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant Claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1068

Complete if Known

Application Number	Not Yet Assigned
Filing Date	Herewith
First Named Inventor	Applegate et al.
Examiner Name	Not Yet Assigned
Group / Art Unit	Not Yet Assigned
Attorney Docket No.	ATT-2003-0062

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account

Deposit
Account
Number

20-0782

Deposit
Account
Name

Moser, Patterson & Sheridan, LLP

The Director is authorized to: (Check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Charge any additional fee(s) during pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large	Entity	Small	Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
				1001	770	2001	385	Utility filing fee	770
				1002	340	2002	170	Design filing fee	
				1003	530	2003	265	Plant filing fee	
				1004	770	2004	385	Reissue filing fee	
				1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1)

(\$) 770

2. EXTRA CLAIM FEES

			Extra Claims		Fee from below		Fee Paid
Total Claims	27	-20 **	=	7	X	18	= 126
Independent Claims	5	-3 **	=	2	X	86	= 172
Multiple Dependent					X		= 0

Large	Entity	Small	Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
				1202	18	2202	9	Claims in excess of 20
				1201	86	2201	43	Independent claims in excess of 3
				1203	290	2203	145	Multiple dependent claim, if not paid
				1204	86	2204	43	** Reissue independent claims over original patent
				1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$) 298

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large	Entity	Small	Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
				1051	130	2051	65	Surcharge - late filing fee or oath	
				1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
				1053	130	1053	130	Non-English specification	
				1812	2,520	1812	2,520	For filing a request for reexamination	
				1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
				1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
				1251	110	2251	55	Extension for reply within first month	
				1252	420	2252	210	Extension for reply within second month	
				1253	950	2253	475	Extension for reply within third month	
				1254	1,480	2254	740	Extension for reply within fourth month	
				1255	2,010	2255	1,005	Extension for reply within fifth month	
				1401	330	2401	165	Notice of Appeal	
				1402	330	2402	165	Filing a brief in support of an appeal	
				1403	290	2403	145	Request for oral hearing	
				1451	1,510	2451	1,510	Petition to institute a public use proceeding	
				1452	110	2452	55	Petition to revive - unavoidable	
				1453	1,330	2453	665	Petition to revive - unintentional	
				1501	1,330	2501	665	Utility issue fee (or reissue)	
				1502	480	2502	240	Design issue fee	
				1503	640	2503	320	Plant issue fee	
				1460	130	1460	130	Petitions to the Commissioner	
				1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
				1806	180	1806	180	Submission of Information Disclosure Stmt	
				8021	40	8021	40	Recording each patent assignment per property (times number of properties)	0
				1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
				1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
				1801	770	2801	385	Request for Continued Examination (RCE)	
				1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$) 0

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Robert M. Brush	Registration No. Attorney/Agent)	45,710	Telephone	(732)530-9404
Signature				Date	March 10, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

David Applegate

Title

METHOD AND APPARATUS FOR EFFICIENT ROUTING OF
VARIABLE TRAFFIC

Atty Docket Number

ATT 2003-0062

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

March, 2004

Date



Signature

(732) 530-9404

Telephone Number

Robert M. Brush, Reg. No. 45,710

Type or Printed Name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.